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TRANSMITTAL
FORM

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Total Number of Pages in This Submission

| | |
|------------------------|----------------|
| Application Number | 10/542,938 |
| Filing Date | July 20, 2005 |
| First Named Inventor | Eckhard Grass |
| Art Unit | N/A |
| Examiner Name | To be assigned |
| Attorney Docket Number | 536-009.23 |

| ENCLOSURES (Check all that apply) | | |
|--|---|---|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | Ware, Frassola, Van Der Sluys & Adolphson LLP | | |
| Signature |  | | |
| Printed name | James A. Retter | | |
| Date | December 8, 2005 | Reg. No. | 41,266 |

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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| Signature |  | | |
| Typed or printed name | Sue Muro/Annemarie Maher | Date | December 13, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/542,938 | Eckhard Grass | 536-009.23 |

4955
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INTERNATIONAL APPLICATION NO.

PCT/EP03/14959

| I.A. FILING DATE | PRIORITY DATE |
|------------------|---------------|
| 12/29/2003 | 01/24/2003 |

CONFIRMATION NO. 9200

371 FORMALITIES LETTER



OC000000017432294

Date Mailed: 11/15/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 08/26/2005
- Copy of the International Search Report filed on 07/20/2005
- Preliminary Amendments filed on 07/20/2005
- Information Disclosure Statements filed on 07/20/2005
- U.S. Basic National Fees filed on 07/20/2005
- Substitute Specification filed on 07/20/2005
- Priority Documents filed on 07/20/2005
- Specification filed on 07/20/2005
- Claims filed on 07/20/2005
- Abstracts filed on 07/20/2005
- Drawings filed on 07/20/2005

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 WARE FRESSOLA, VAN DER SLUYS
 & ADOLPHSON

NOV 21 2005

FILE 536-009.23
 ANS'D. John

DOCKETED

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/542,938 | PCT/EP03/14959 | 536-009.23 |

FORM PCT/DO/EO/905 (371 Formalities Notice)